

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Sonja Rucnov	Team: Team # 8	CCRB Case #: 200908432	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Monday, 06/01/2009 8:42 AM	Location of Incident: Alantic Avenue and Prospect Avenue	Precinct: 77	18 Mo. SOL 12/1/2010	EO SOL 12/1/2010	
Date/Time CV Reported Mon, 06/01/2009 1:17 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 06/01/2009 1:17 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Daniel Diaz	28347	940091	077 PCT
2. Officers			077 PCT

Officer(s)	Allegation	Investigator Recommendation
A. Officers	Abuse: Officers stopped the car in which § 87(2)(b) was an occupant.	
B.POM Daniel Diaz	Off. Language: PO Daniel Diaz made remarks to § 87(2)(b) based upon ethnicity.	

### Synopsis

On June 1, 2009, § 87(2)(b) called the CCRB and filed this complaint. On June 9, 2009, § 87(2)(b) provided his phone statement to the CCRB. On June 1, 2009, at approximately 8:40 AM, § 87(2)(b) was driving on Bedford Street towards Atlantic Avenue in Brooklyn, when his car was pulled over by a police car (**Allegation A**). Two officers in uniform exited the police car and approached § 87(2)(b). One officer asked § 87(2)(b) to provide his driver's license from the right side of § 87(2)(b)'s car. However, a second officer, identified as PO Diaz based on § 87(2)(b)'s summons, was on § 87(2)(b)'s left side, so he took his driver's license. PO Diaz stated that § 87(2)(b)'s seatbelt was not on properly and asked § 87(2)(b) what color were § 87(2)(b)'s shirt and seatbelt. § 87(2)(b) responded they were blue and gray. PO Diaz told him that was how he was able to see his seatbelt. § 87(2)(b) responded that he did not wear his seat belt improperly. PO Diaz told § 87(2)(b) "Man up, homeboy." (**Allegation B**) § 87(2)(b) felt disrespected by PO Diaz. PO Diaz issued summons § 87(2)(b) to § 87(2)(b) for an improper seatbelt.

§ 87(2)(g)  
§ 87(2)(b) identified PO Daniel Diaz, tax ID 040091, of the 77<sup>th</sup> Precinct based on the summons that he wrote for § 87(2)(b) § 87(2)(g)

On June 4 and June 23, 2009, the CCRB sent two letters to § 87(2)(b). On June 9, 2009, the CCRB spoke with § 87(2)(b) on the phone and took his phone statement. Between June 9 and June 23, 2009, the CCRB placed eight phone calls to § 87(2)(b) and left messages to please call back in order to discuss next steps.

§ 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date:

